

Fax: 701-663-9810
Attorneys for: Estate
IN THE DISTRICT COURT
OF MORTON COUNTY
SOUTH CENTRAL JUDICIAL DISTRICT,
STATE OF NORTH DAKOTA
In the Matter of the Estate of
EVELYN J. KISER, Deceased
Probate No. 30-2011-PR-47
NOTICE TO CREDITORS
NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above estate. All persons having claims against the said deceased are required to present their claims within three months after the date of the first publication or mailing of this notice or said claims will be forever barred. Claims must either be presented to Keith M. Kiser, personal representative of the estate at P.O. Box 1266, Mandan, North Dakota 58554-7266 or filed with the Court.
Dated this 20th day of June, 2011.
/s/ Keith M. Kiser
KEITH M. KISER
Personal Representative
First publication on the 24th day of June, 2011.
6/24, 7/1 & 8 - 4910

**INVITATION TO BID
HEADSTONE & GROUNDS
MAINTENANCE**
**North Dakota Veterans Cemetery
Mandan, North Dakota**
Sealed bids for Headstone & Grounds Maintenance at the North Dakota Veterans Cemetery, Mandan, North Dakota, will be received by the Adjutant General of the State of North Dakota at Fraine Barracks, Building 030, Bismarck, North Dakota, at 2:00 PM, July 14, 2011, and will be opened and publicly read that date and hour in the space designated. All bids received after the scheduled opening time will be returned to the bidders unopened.
A single bid will be received for ALL construction phases of the work (IFB 11-20).
IMPORTANT: Davis-Bacon Wage Rates will apply on this project.
ATTENTION PERSONS WITH DISABILITIES: If you plan to attend the bid opening and will need special facilities or assistance relating to a disability, please contact the National Guard ADA Coordinator at 701-333-2069 by July 7, 2011.
Contractors desiring to submit a bid may obtain a copy of the contract documents at the office of the Owner. No deposit for the contract documents will be required, but they must be returned to the Owner in unmutated condition within ten (10) days after the opening of bids. Copies of the proposed contract documents are limited to one (1) set per bidder. **Requests must be made on Contractor's own letterhead and must include a copy of his North Dakota Contractor's License or Certificate of Renewal, whichever is current.**
OWNER
**Office of the Adjutant General
Contract Management Branch
P.O. Box 5511
Bismarck, North Dakota 58506-5511
Telephone: (701) 333-2069**
Copies of the contract documents are on file at the Construction Plans Exchange in Bismarck; Builders Exchanges in Devils Lake, Fargo, Grand Forks, and Mandan, North Dakota; Minneapolis and St. Paul, Minnesota, and at the offices of the Owner. Each bid shall be submitted in duplicate copy on the forms provided by the Owner and enclosed in a sealed opaque envelope upon which there is disclosed the necessary information as required by Supplementary Instructions to Bidders.
Each bid shall be accompanied by a separate sealed opaque envelope containing a bidder's bond payable to The Adjutant General, State of North Dakota, and executed by the bidder as principle and by a surety company authorized to do business in North Dakota, in a sum equal to five percent (5%) of the bidder's highest total bid combination, including all add alternates to the bid items; conditioned that if bidder's proposal be accepted and the contract awarded to him, he within ten (10) days after notice of such award, will effect and execute a contract in accordance with the terms of his bid and a contractor's bond as required by law and the regulations and determinations of the Owner. AIA Document A310, Bid Bond, will be furnished by the Owner and should be used to execute the bid guarantee.
In compliance with Section 43-07-12 of the North Dakota Century Code, each contractor submitting a bid must have a copy of his North Dakota Contractor's License or certificate of renewal thereof issued by the secretary of state enclosed in the bid bond envelope; must be licensed for the highest amount of his total bid combination including add alternates; and such license must have been in effect at least ten (10) days prior to the date of the bid opening.
No bid will be read or considered which does not fully comply with the provisions herein as to bonds and licenses, and any deficient bid submitted will be resealed and returned to bidder immediately.
The Owner reserves the right to hold all legitimate bids for a period of forty-five (45) days after the date fixed for the opening thereof. **It is the intent of the Owner to award a contract to the lowest and best bidder that can provide evidence (i.e., references) of successful completion of a minimum of three (3) headstone realignment and cleaning projects.** The Owner further reserves the right to reject any and all bids and to waive irregularities, and shall incur no legal liability for the State for the payment of any monies until the contract is awarded and approved by the proper authorities.
In compliance with Section 48-01-2.10 of the North Dakota Century Code, the successful bidder shall be required to furnish bonds covering the faithful performance of the Contract and the payment of all obligations thereunder, and all additional obligations required by the laws of the state of North Dakota. Each bond shall be in an amount equal to the full contract sum.
DATED: 24 June 2011
OFFICE OF THE ADJUTANT GENERAL
Bismarck, North Dakota
By: /s/ ALAN S. DOHRMANN
Brigadier General, NDARNG
Deputy Adjutant General
Contracting Officer
7/1 & 8 - 4919

be seen at the office of the Airport Manager, Mandan Municipal Airport, Mandan, North Dakota and at the office of Kadmas, Lee & Jackson, Inc., 128 Soo Line Drive, Bismarck, North Dakota.
Copies of the plans and specifications and other bidding contract documents may be obtained by payment of sixty dollars (\$60.00) (non-refundable) to Kadmas, Lee & Jackson, Inc., 128 Soo Line Drive, Bismarck, ND, 58502 for each set so obtained. An optional, complete set of digital project bidding documents are available at www.kljeng.com "Client Zone" or www.questcdn.com. You may download the digital plan documents for \$18.00 by inputting Quest project # 1642819 on the website's Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information.
Each bid shall be accompanied by a separate envelope containing a Bid Bond in a sum equal to five percent (5%) of the maximum bid price, executed by the Bidder as principal and by a surety company authorized to do business in the State of North Dakota, payable to the Mandan Municipal Airport Authority, conditioned that if the principal's bid be accepted and the contract awarded to him, he, within ten (10) days after Notice of Award has been executed, will execute and effect a contract in accordance with the terms of his bid. The bid security of the two lowest bidders will be retained until the Notice of Award has been executed, but no longer than sixty (60) days. The bid security is a guarantee that the bidder will enter into contract for work described in the Proposal.
The Contractor shall also enclose within the Bid Bond envelope a copy of the bidder's North Dakota Contractor's License or a copy of their latest renewal certificate issued by the Secretary of State as per North Dakota Century Code 43-07-12. **Any bid not containing this document shall not be acceptable and shall be returned to the Bidder unopened.**
No Contract Performance Bond and Payment Bond will be required for this project.
The proposed contract is subject to minimum wage rates as established by the Department of Labor for this project and are contained in the project manual.
The successful Bidder hereby agrees to commence and complete the work under this contract by October 15, 2011 and further agrees to pay as liquidated damages the sum as shown for each consecutive calendar day thereafter as provided in the following schedule. Schedule based on issuance of the Notice to Proceed on or before July 29, 2011.
Liquidated damages shall be assessed as indicated in the project Special General Provisions for every calendar day beyond the scheduled calendar days indicated on the contract.
Award of contract or contracts will be contingent upon securing funding from the Federal Aviation Administration.
The Mandan Municipal Airport Authority, Mandan, North Dakota, reserves the right to hold all bids for a period of sixty (60) days after the date fixed for the opening thereof to reject any and all bids and waive defects and to accept any bids should it be deemed for the public good and also reserves the right to reject the bid of any party who has been delinquent or unfaithful in the performance of any former contract to the Owner.
The successful Bidder will have to obtain a statement from the Office of the State Tax Commissioner showing that all taxes due and owing to the State of North Dakota have paid before the contract can be executed.
Award of the contract is also subject to the following Federal provisions:
• Buy American Preference – Title 49 U.S.C., Chapter 501
• Civil Rights Act of 1964, Title VI – Contractor Contractual Requirements – 49 CFR Part 21
• Airport and Airway Improvement Act of 1982, Section 520 – Title 49 U.S.C. 47123
• Lobbying and Influencing Federal Employees – 49 CFR Part 20
• Access to Records and Reports – 49 CFR Part 18.36
• Disadvantaged Business Enterprise – 49 CFR Part 26
• Energy Conservation – 49 CFR Part 18.36
• Breach of Contract Terms – 49 CFR Part 18.36
• Rights to Inventions – 49 CFR Part 18.36
• Trade Restriction Clause – 49 CFR Part 30
• Veteran's Preference – Title 49 U.S.C. 47112
• Davis Bacon Labor Provisions – 29 CFR Part 5 (Applicable to Contracts Exceeding \$2,000)
• Equal Opportunity Clause – 41 CFR Part 60-1.4 (Applicable to Contracts Exceeding \$10,000)
• Certification of Non-Segregated Facilities – 41 CFR Part 60-1.8 (Applicable to Contracts Exceeding \$10,000)
• Notice of Requirement for Affirmative Action – 41 CFR Part 60-4.2 (Applicable to Contracts Exceeding \$10,000)
• Equal Employment Opportunity Specification – 41 CFR Part 60-4.3 (Applicable to Contracts Exceeding \$10,000)
• Termination of Contract – 49 CFR Part 18.36 (Applicable to Contracts Exceeding \$10,000)
• Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – 49 CFR Part 29 (Applicable to Contracts Exceeding \$25,000)
• Contract Work hours and Safety Standards Act Requirements – 29 CFR Part 5 (Applicable to Contracts Exceeding \$100,000)
• Clean Air and Water Pollution Control – 49 CFR Part 18.36(j)(12) (Applicable to Contracts Exceeding \$100,000)
The overall goal for Disadvantaged Business Enterprise (DBE) participation for this project is 3.73 percent (race conscious).
Dated this 17th day of June, 2011.
/s/ Dale Klein, Chairman
Dale Klein, Chairman
/s/ Jim Lawler, Secretary, Manager
Jim Lawler, Secretary, Manager
Mandan Municipal Airport Authority
Mandan, North Dakota
Publication Dates: June 17, 2011
June 24, 2011
July 1, 2011
6/17, 24 & 7/1 - 4899

interest of the City of Mandan.
Date: July 1, 2011
City of Mandan
Jim Neubauer
City Administrator
7/1 & 8 - 4922

**ABBREVIATED NOTICE
OF INTENT TO AMEND
ADMINISTRATIVE RULES**
relating to
Cosmetology
**State Board
of Cosmetology**
will hold a public hearing to address proposed changes to the N.D. Admin. Code.
**Downstairs
Conference Room
Office of Attorney General
500 N. 9th St.
Bismarck, ND
Wed., Aug. 3, 2011
9:00 a.m. CT**

A copy of the proposed rules may be obtained by writing the State Board of Cosmetology, 1102 South Washington, Suite 200, P.O. Box 2177, Bismarck, North Dakota 58502, or calling (701) 224-9800. Also, written comments may be submitted to this address until August 13, 2011. If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the State Board of Cosmetology at the above telephone number or address at least ten days prior to the hearing.
Dated this 21st day of June, 2011.
Gary Andes, President
State Board of Cosmetology
7/1 - 4916

**City of Mandan
Board of City Commissioners
Minutes of June 7, 2011**

The Mandan City Commission met in regular session at 5:30 p.m. on June 7, 2011 in the Ed "Bosh" Froehlich Room at City Hall. Commissioners present were Helbling, Tibke, Rohr, Frank, and Jackson. Department Heads present were Finance Director Welch, Deputy Police Chief Leingang, City Attorney Brown, City Administrator Neubauer, Director of Public Works Wright, Fire Chief Nardello, Business Development and Communications Director Huber, Engineering Project Manager Bechtel, and City Assessor Barta.

Mayor Helbling extended a thank you to all the city staff members, the citizens and the National Guard for their efforts during the flood emergency situations.

MINUTES: Consider approval of the minutes for May 17, 2011, Regular Meeting. Commissioner Rohr moved to approve the minutes of May 17, 2011. Commissioner Tibke seconded the motion. The motion received unanimous approval of the members present.

Minutes of May 30, 2011, Special Meeting of the Board of City Commissioners: Commissioner Rohr pointed out a clarification @ Paragraph 4 wherein it was someone other than Mayor Helbling that "seconded" the motion (declaring a state of emergency). City Attorney Brown stated that it was Commissioner Jackson who seconded that motion. Commissioner Rohr moved to approve the Minutes of May 30, 2011, Special Meeting of the Board of City Commissioners noting that Commissioner Jackson "seconded the motion" and that the Minutes be amended as corrected. Commissioner Tibke seconded the motion. The motion received unanimous approval of the members present.

PUBLIC HEARING:
1. Public Hearing to consider a 2-year Ad Valorem tax exemption for Jessara Properties LLC. City Assessor Barta reviewed with the Board a request to consider a 2-year Ad Valorem tax exemption for Jessara Properties LLC. He stated that this is a request for a construction of a new 24-unit apartment building at 2401 40th Avenue SE, Mandan, ND. The Mandan Growth Fund reviewed the project and voted unanimously in support of the request. The Park District and School District were given notification of this exemption and there has been no opposition to the request received.

Mayor Helbling stated that this is a public hearing and asked for comments from the public. Hearing none, this portion of the public hearing was closed.
Commissioner Tibke moved to approve the recommendation for a 2-year Ad Valorem tax exemption for Jessara Properties LLC for a newly constructed commercial building due to meeting all criteria under North Dakota Century Code 40-57.1. Commissioner Frank seconded the motion. Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Yes; Commissioner Jackson: Yes; Commissioner Helbling: Yes. The motion passed.

2. A Public Hearing to consider for approval the resolution to vacate the public right-of-way along 4th Street NE, as platted on the north boundary of block 30, Helmsworth-McLean Addition. Engineering Project Manager Bechtel reviewed with members a request from a landowner to vacate the public right-of-way along 4th Street NE, as platted on the north boundary of block 30, Helmsworth-McLean Addition. Bechtel stated that when this lot was platted, it was platted square. He explained that due to the hills within the plot, it is necessary to vacate the right-of-way in order for the landowner to acquire some of the land in order to build on the property. Bechtel stated that his office does not have any issues with the request to vacate the right-of-way as requested.
Mayor Helbling asked for public input regarding the request to vacate the public right-of-way along 4th Street Northeast. DeNae Kautzmann, a Mandan resident, came forward to speak. She stated that she

will be safety issues any different than one other city block if a structure is placed on that lot if the necessary requirements are met. Barta stated that the property is zoned RM and the set back for an RM zone is 15 ft. from the front of the property and the sideline would be 5 ft. on the north side where it is coming down the hill. Bechtel stated that this parcel is approximately 25' wide in the front of the street and wider at the back as it is a triangular type parcel.
Mayor Helbling asked for additional comments from the public. Hearing none, this portion of the public hearing was closed. Commissioner Frank recommended that before making any decisions on this matter that it may be beneficial to investigate the type of structure that will be put on the property due to restrictions in the size not allowing him to construct any kind of sizable structure. Assessor Barta stated that the landowner plans to move a house that he purchased by the high school that will be converted into a 2-unit structure with plans to put a garage in front of the house and one on the side of the house, thus the request for the vacation. Barta stated that the landowner is allowed to cover 40% of his lot.
Commissioner Frank motioned to table the matter until the safety issues are reviewed. Commissioner Tibke seconded the motion. The motion received unanimous approval of the members present.

BIDS:
CONSENT AGENDA:

1. Consider approval of individual Special Assessments for Snow Removal of 2011. The Board approved of the individual Special Assessments for Snow Removal of 2011.

2. Consider approval of the following site authorizations for the Fort Abraham Lincoln Foundation from July 1, 2011 through June 30, 2012: (i) West Side Bar and Grill/Mulligans (ii) Seven Seas (iii) Midway Lanes (iv) Lonesome Dove (v) Broken Oar. The Board approved of the following site authorizations for the Fort Abraham Lincoln Foundation from July 1, 2011 through June 30, 2012: (i) West Side Bar and Grill/Mulligans (ii) Seven Seas (iii) Midway Lanes (iv) Lonesome Dove (v) Broken Oar.

3. Consider approval of the plat of Heart Ridge Addition. The Board approved of the plat of Heart Ridge Addition.
Commissioner Jackson moved to approve the Consent Agenda as presented. Commissioner Rohr seconded the motion. The motion received unanimous approval of the members present.

OLD BUSINESS:

1. Consider offer for city-owned building at 116 E Main. Business Development and Communications Director Huber outlined the following: She stated that this matter was previously discussed wherein Scott Johnson submitted an offer of \$15,000 to purchase the building at 116 East Main, subject to certain conditions. The Board tabled the matter to allow additional inquiries and expressions of interest through June 7, 2011. The Board further directed Huber, City Attorney Brown and City Administrator Neubauer to review additional offers until June 7, 2011. Huber stated that she re-visited the matter of Johnson's offer and that a counter-offer was presented to Pat Maddock of Oaktree Realty with several stipulations: (1) Extend purchase offer to closing on or before June 30, 2011; (2) Eliminate contingency for the city to supply water line for fire suppression system; (3) Supply a letter of intent to lease from the retail business referenced at the May 17, 2011 City Commission meeting; (4) Deposit funds for rehab work with the City of Mandan at closing; (5) Renaissance Zone and Storefront Improvement incentives subject to normal application, consideration and approval process; (6) Supply a list of addresses for other commercial or rental properties owned in Bismarck; (7) Offer subject to City Commission consideration at its June 7, 2011 meeting in combination with any other offers received at that time. Huber stated that three (3) additional offers on the property have been received within the last 24-48 hours. Representatives from those offers are present for discussion. (1) Fred Berger has offered \$25,000 with a

that she would have massage masseuses and a clothing apparel retail site including wedding party spa services. The upstairs would be pursued as rental property. Her estimated costs would be over \$100,000.
• Nick Hallerman, Mamma Maria's Italian Restaurant, came forward and stated he would house the restaurant in the building. The location in East Grand Forks is at capacity and he would like to expand the business to a second location in Mandan. Both the downstairs and upstairs would be utilized for restaurant purposes. They would apply for a full liquor license. His estimated costs for improvements would be about \$250,000. Business Plan expectations would be more than the current store in East Grand Forks; which, between what is projected and what has been done so far this year, they are hoping on topping \$1M. He expects to employ 50-60 employees with a late fall of 2011 opening date.

• Karen Fleck, Oaktree Realtors presented on behalf of Fred Berger. Berger plans to put an office in the back of the building. The front part of the building would be retail space. The upstairs would be converted to apartments. His estimated costs for renovation would be at least \$125,000-\$150,000. He would pursue renovation immediately and complete the project as soon as possible.
Commissioner Frank stated that based on the feedback received consistently from the community as well as the future investment and value for that location she motioned to enter into a contract of negotiations on the property located at 116 East Main Street, Mandan, ND, with Mamma Maria's Italian Restaurant. Commissioner Tibke seconded the motion.

Commissioner Jackson commented that no perimeters have been discussed such as claw back provisions if the work wasn't substantially complete by a certain date.
Commissioner Frank clarified that her motion was to enter into negotiations regarding this matter and that further discussions be held regarding the dollar amount of the sale of the building, and other negotiations as deemed necessary by the city staff on behalf of the best interests of the citizens of Mandan. Huber provided information regarding the sale of a building if pursued at the cost of \$1.00, explaining that whenever an incentive is provided in the amount exceeding \$25,000 to a business, there is a requirement by state law to have a business incentive agreement in place with claw back provisions. If this matter is pursued, City Attorney Brown will be involved in negotiations with Mamma Maria's Restaurant to outline a business incentive agreement and what those claw back provisions might be. Commissioner Rohr asked what the backup plan would be if there are problems with the negotiations? Mayor Helbling suggested that if that would occur, the commission would go back to the other offers and explore the options again. However, it would not be re-advertised.
Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Yes; Commissioner Jackson: Yes; Commissioner Helbling: Yes. The motion passed.

Mayor Helbling extended a thank you to the other three offers presented in this matter and encouraged them to continue to pursue their business venture within Mandan.

NEW BUSINESS:

1. Consider funding requests from the Mandan Progress Organization Funding Committee. Del Wetsch, MPO Executive Director, presented a request for the distribution of funds received from 20 applications for assistance in funding provided by the City of Mandan for groups and/or organizations which work for the betterment of the community in the amount of \$20,000. Wetsch explained that a point system was used to grade the impact of the events to the community. The funds are limited and are awarded by 50% in Mandan Dollars and 50% in cash. A MPO subcommittee has reviewed the criteria and recommends the disbursements as presented.
Commissioner Rohr moved to approve the funding recommendations as presented by the MPO subcommittee and reviewed and

North Dakota, as shown on the attached map.

A Public Hearing on the application is scheduled to begin July 7, 2011, at 10:00 a.m. CDT, at the Oliver County Courthouse, 11 West Main, Center, North Dakota 58530. The issues to be considered are:

1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility locations mini-

mize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?
For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota, 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission.
PUBLIC SERVICE COMMISSION
Kevin Cramer, Commissioner
Tony Clark, Chairman
Brian P. Kalk, Commissioner

Commissioner Jackson: Yes; Commissioner Helbling: Yes. The motion passed.
2. Consider second and final passage of ordinance 1096 – an ordinance to repeal and enact section 6-03-07 of the Mandan Code of Ordinances relating to State of Emergency. City Attorney Brown stated that this matter was discussed at the May 30, 2011 Special Meeting in that the existing Section 6-03-07 of the Mandan Code of Ordinances provided for a declaration by the Board of City Commissioners in a state of emergency. The state of emergency didn't define what the criteria were for that emergency or what authority or powers other parts of the city departments may have. The issue that came up was with dealing with the issue of temporary dikes. He discussed the matter with the City Attorney in Fargo as to how to deal with these issues. The Fargo City Attorney pointed him to their ordinance, which is now before you as Ordinance 1096. This ordinance gives the Mayor, (the President of the City Commission), the authority to proclaim a State of Emergency and then for a period of no more than thirty (30) days, (or the commissioners themselves could terminate it sooner), that a state of emergency would exist in the community giving the President of the Commission the authority to order the Chief of Police to do certain actions; to authorize, for instance, the construction of temporary dikes; to authorize evacuations if that were necessary. It's fairly broad. But it is an appropriate method to more particularly address the situations that hopefully will not occur due to the flood emergency that we are currently in. The first reading of this was held on May 30, 2011, Special Meeting. Commissioner Jackson moved to approve the second and final passage of ordinance 1096 – an ordinance to repeal and enact section 6-03-07 of the Mandan Code of Ordinances relating to State of Emergency. Commissioner Tibke seconded the motion.
Roll call vote: Commissioner Rohr: Yes; Commissioner Tibke: Yes; Commissioner Frank: Yes; Commissioner Jackson: Yes; Commissioner Helbling: Yes. The motion passed.

OTHER BUSINESS:

1. Daily Flood Report Coverage: Mayor Helbling inquired of the Board if they could assist with the daily flood report coverage in order to relieve him of that duty until the end of the week. Commissioner Frank stated she would be able to cover the meetings at 9 AM for the remainder of this week. Mayor Helbling stated that if the flooding situation changes, he will step back in.

2. Lawn watering: Mayor Helbling highly encouraged the residents to water lawns sparingly. In particular, he pointed out not to water on a fixed schedule or when rain is forecast. Excess amounts of water can contribute to raising the ground water levels. There may be a need to put fines in place if people do not comply with limited lawn watering and also for those who do not pump their sump pumps out into the streets.

3. Acknowledgment: Mayor Helbling also wanted to sincerely thank Dakota Media Access and Mary Van Sickle in particular for all they've been doing and for their assistance in being flexible in accommodating the changing meeting times during the last couple of weeks with the flooding situations.

There being no further actions to come before the Board, Commissioner Rohr moved to adjourn the meeting at 6:29 p.m. Commissioner Tibke seconded the motion. The motion received unanimous approval of the members present.

/s/ James Neubauer
James Neubauer,
City Administrator
/s/ Sandra Tibke
Sandra Tibke, Vice President,
Board of City Commissioners
7/1 - 4915

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

Allete, Inc.
Bison 2 Wind Project – Oliver / Morton Counties
Siting Application

Case No. PU-11-57
**NOTICE OF FILING AND NOTICE
OF HEARING**
May 18, 2011

On April 6, 2011, Minnesota Power, an operating division of Allete, Inc., (Allete) filed an application for a certificate of site compatibility to authorize construction of a 105 MW Bison 2 Wind Project consisting of 35 wind turbine generators and associated facilities in Morton and Oliver Counties,

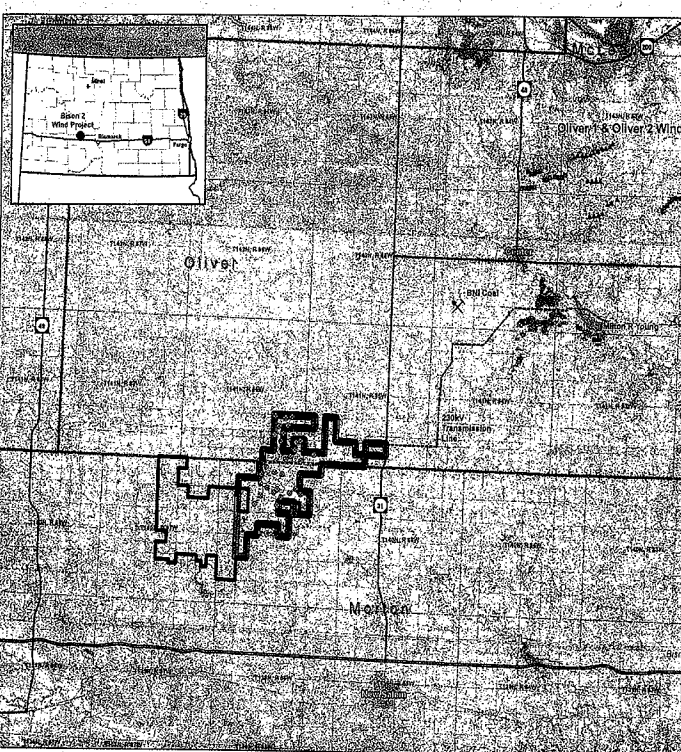


Exhibit 1
STUDY AREA SELECTION MAP
Bison 2 Wind Project
Minnesota Power
Morton & Oliver Counties, North Dakota

7/1 Mandan